

UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA

| | | | |
|----|---------------------------------------|---|-------------------------|
| 12 | Brett D. Leavey, |) | No. CIV-02-2281 PHX SMM |
| 13 | |) | |
| 14 | Plaintiff, |) | AMENDED JUDGMENT |
| 15 | |) | |
| 16 | vs. |) | |
| 17 | UNUM/Provident Corporation, a foreign |) | |
| 18 | corporation, and Provident Life and |) | |
| 19 | Accident Insurance Company, a foreign |) | |
| 20 | corporation, |) | |
| | Defendants. |) | |
| | |) | |

21 This action came before the Court for a trial by jury. The issues have been
22 tried and the jury has rendered its verdict. The Court has ruled on Defendants' post-
23 judgment motions, and Plaintiff has accepted a remittitur of only the compensatory
24 damages award.

25 IT IS HEREBY ORDERED AND ADJUDGED as follows:

26 That Plaintiff Brett D. Leavey recover of Defendants UNUM/Provident
27 Corporation and Provident Life and Accident Insurance Company in the sum of Eight
28 Hundred Nine Thousand Twenty-eight Dollars (\$809,028.00) in future policy

1 benefits; and the sum of One Million Two Hundred Thousand Dollars
2 (\$1,200,000.00) for compensatory damages for pain and suffering; and the sum of
3 Three Million Dollars (\$3,000,000.00) for punitive damages; and his attorney's fees
4 in the amount of Seven Hundred Fifty-five Thousand Two Hundred Forty-seven and
5 50/100 Dollars (\$755,247.50); and his taxable costs in the amount of Eight Thousand
6 Two Hundred Seventeen and 37/100 Dollars (\$8,217.37). This judgment shall accrue
7 interest at the rate of 4.08 % from the initial judgment date of October 13, 2005.

8

9

10

11

12

Dated: July 10, 2006

Richard H. Weare, Clerk/DCE

13

14

By: s/Shelly Butout

Deputy Clerk, Shelly Butout

15

16

17

18

19

20

21

22

23

24

25

26

27

28